

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Edward Draper

Serial No.: 10/675,855

Filed: September 25, 2003

TITLE: BONE FIXATED, ARTICULATED
JOINT LOAD CONTROL DEVICE

Examiner: Mary C. Hoffman

Group Art Unit: 3733

Confirmation No.: 3955

Customer No.: 81154

Date: December 14, 2009

AMENDMENT UNDER 1.312

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This paper is being filed after the issuance of a Notice of Allowance on December 2, 2009. Please amend the claims as indicated below to correct a typographical error and to remove a claim from the present application.

Moreover, as advised by the Examiner, this paper has been submitted to bring attention to the following matters. It is noted that the Notice of Allowability dated December 2, 2009 indicates that claim 21 has been rejoined; however, the Notice of Allowability does not indicate that claim 21 has been allowed. Accordingly, it is respectfully requested that the Office issues an indication that claim 21 will be passed to issue. Furthermore, from reviewing the file history for the present application, it appears that there has yet to be an indication that the Information Disclosure Statement filed on September 14, 2007 had been signed off by the Examiner. Thus, it is also respectfully submitted that there be placed in the file an indication that the September 14, 2007 Information Disclosure Statement has indeed been considered.